

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Frank Jao et al.  
 Serial No.: 10/628,970 Art Unit: 1615  
 Filed : July 28, 2003 Examiner: Hawes, Pili Asabi  
 For : FORMULATIONS AND DOSAGE FORMS FOR CONTROLLED DELIVERY OF TOPIRAMATE

To: Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated July 24, 2006 finally rejecting Claims 31,33-37 and 48-63 of the above-identified application.

The item(s) checked below are appropriate:

1. ☐ An extension of time to respond to the final rejection was granted on \_\_\_\_\_ for month(s).
2. ☐ A Petition For Extension Of Time under 37 CFR 1.136 is attached hereto in triplicate.
3. ☐ A timely response to the final rejection has been filed.
4. ☒ Fee \$500.00: for filing of Notice of Appeal  
☐ Not required (fee paid in prior appeal)  
☒ Charge to Deposit Account No. 10-0750/AZ0017-USANP/MAA. Two additional copies of this Notice are enclosed herewith.  
☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment in connection herewith to Deposit Account No. 10-0750/AZ0017-USANP/MAA.

Respectfully submitted,

/Mary A. Appollina/

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 Date: October 24, 2006